IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

MONDAY, THE 9TH JULY 2007 / 18TH ASHADHA 1929

WP(C).No. 3647 of 2007(H)

PETITIONER:

A.BHASKARAN, S/O. P.KUNJIRAMAN NAIR,
AGED 54, A.S.I. OF POLICE, STATE SPECIAL BRANCH,
KOZHIKODE RURAL, RESIDING AT VAIDEHI,
VADAKARA-6.

BY ADV. SRI.N.RATHEESH
SMT.SUMA RATHEESH

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY
THE SECRETARY, HOME DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE ADDITIONAL DIRECTOR GENERAL OF
POLICE, POLICE HEADQUARTERS, KERALA,
THIRUVANANTHAPURAM.

3. THE SUPERINTENDENT OF POLICE,
OFFICE OF THE SUPERINTENDENT OF POLICE,
SPECIAL BRANCH CID, KOZHIKODE RANGE,
KOZHIKODE.

*4. VIJAYAKUMAR, 4895 ASI GRADE,
NADAPURAM UNDER KOZHIKODE RURAL SSP

* R4 IS IMPLEADED AS PER ORDER DATED 22.6.2007 IN I.A. 8453 OF 2007

BY GOVERNMENT PLEADER SRI.P. NANDAKUMAR
SRI.M.SASINDRAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 09/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXHIBIT-P1: TRUE COPY OF THE PROCEEDINGS DATED 3.4.2006 ISSUED BY THE 3RD RESPONDENT

EXHIBIT-P2: TRUE COPY OF THE ORDER DATED 10.1.2007 PASSED BY THE 2ND RESPONDENT

EXHIBIT-P3: TRUE COPY OF THE ORDER OF THE GOVERNMENT DATED 30.6.2004

EXHIBIT-P4: TRUE COPY OF THE MEDICAL CERTIFICATE DATED 24.1.2007

RESPONDENTS EXHIBITS:

EXHIBIT-R4 (a): TRUE COPY OF THE ORDER DATED 15-3-2007 ISSUED BY THE S.P. KOZHIKODE RURAL

/TRUE COPY/

K.BALAKRISHNAN NAIR,J.

W.P (C) No. 3647 of 2007

Dated this the 9th day of July, 2007

J U D G M E N T

The petitioner is retiring from service on 30.11.2007. While so, by Exhibit-P2 order he has been transferred and posted to Ernakulam Range. So this writ petition was filed seeking appropriate reliefs against the said transfer. The official respondents have filed counter affidavit. In the counter affidavit, it is stated that the transfer has been cancelled and the petitioner can continue in SBCID, Kozhikode. The submission is recorded. In the circumstances of this case, unless there are compelling reasons, the petitioner shall not be transferred till his retirement.

The writ petition is disposed of as above.

(K.BALAKRISHNAN NAIR, JUDGE)

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K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007